

**List of Subjects in 40 CFR Part 52**

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Nitrogen dioxide, Ozone, Particulate matter, Reporting and recordkeeping requirements.

Authority: 42 U.S.C. 7401-7671q.

Dated: October 15, 1996.

William T. Wisniewski,

*Acting Regional Administrator, Region III.*

[FR Doc. 96-27472 Filed 10-24-96; 8:45 am]

BILLING CODE 6560-50-P

**40 CFR Part 81**

[WA 54-7127; FRL-5640-7]

**Clean Air Act Reclassification; Spokane, Washington Carbon Monoxide Nonattainment Area: Reopening for Public Comment**

**AGENCY:** Environmental Protection Agency (EPA)

**ACTION:** Proposed rule; reopening for public comment.

**SUMMARY:** EPA is seeking additional public comment on a July 1, 1996 (61 FR 33879), proposal to find that the Spokane, Washington carbon monoxide (CO) nonattainment area has not attained the CO national ambient air quality standard (NAAQS) by December 31, 1995, as required by the Clean Air Act (CAA). The additional public comment solicited herein pertains only to an EPA memorandum, dated September 11, 1996, titled "Region X (Spokane, Washington) Site Evaluation Trip." This document provides information on the siting of a CO monitoring site (identified as site #54-063-0044) located at 3rd Avenue and Washington Street in Spokane, Washington. The memorandum is available at the address listed below. EPA is reviewing the monitoring site in order to respond to comments on the July 1, 1996, proposed rule (61 FR 33879).

**DATES:** Comments concerning this action must be received by EPA on or before November 25, 1996.

**ADDRESSES:** Written comments should be sent to: Montel Livingston, SIP Manager, Office of Air Quality, M/S OAQ-107, EPA Region 10, Docket #WA 54-7127, 1200 Sixth Avenue, Seattle, Washington 98101. The proposed rule and the document entitled "Region X (Spokane, Washington) Site Evaluation Trip" will be available in the public docket.

**FOR FURTHER INFORMATION CONTACT:** William M. Hedgebeth of the EPA Region 10 Office of Air Quality, (206) 553-7369.

Dated: October 18, 1996.

Chuck Clarke,

*Regional Administrator.*

[FR Doc. 96-27477 Filed 10-24-96; 8:45 am]

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**40 CFR Parts 153 and 159**

[OPP-60010G; FRL-5571-6]

RIN 2070-AB50

**Reporting Requirements for Risk/Benefit Information; Extension of Comment Period to Request Comments on Burden Estimates**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposal; extension of comment period.

**SUMMARY:** In the Federal Register of September 20, 1996, EPA extended the reopening of the comment period for a proposed rule that published in the Federal Register of September 24, 1992, which defined the specifics of reporting requirements under section 6(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act. This document announces a further extension of the comment period for an additional 15 days.

**DATES:** Comments must be submitted on or before November 12, 1996.

**ADDRESSES:** Submit written comments identified by the docket control number OPP-60010G by mail to: Public Response Section, Field Operations Division (7506C), Office of Pesticide Programs, Environmental Protection Agency, 401 M St., SW., Washington, DC 20460. In person, bring comments directly to the OPP docket which is located in Rm. 1132 of Crystal Mall #2, 1921 Jefferson Davis Highway, Arlington, VA.

Comments and data may also be submitted electronically by sending electronic mail (e-mail) to: opp-docket@epamail.epa.gov. Electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form or encryption. Comments and data will also be accepted on disks in WordPerfect 5.1 file format or ASCII file format. All comments and data in electronic form must be identified by the docket number "OPP-60010G." No Confidential Business Information (CBI) should be submitted through e-mail. Electronic comments on this document may be

filed online at many Federal Depository Libraries.

Information submitted as a comment concerning this document may be claimed confidential by marking any part or all of that information as CBI. Information so marked will not be disclosed except in accordance with procedures set forth in 40 CFR part 2. A copy of the comment that does not contain CBI must be submitted for inclusion in the public record. Information not marked confidential may be disclosed publicly by EPA without prior notice. All comments will be available for public inspection in Rm. 1132 at the Virginia address given above from 8 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays.

**FOR FURTHER INFORMATION CONTACT:** Jim Roelofs, Policy and Special Projects Staff, Office of Pesticide Programs, Environmental Protection Agency, Mail Code (7501C), 401 M St., SW., Washington, DC 20460, Telephone: (703) 308-2964, e-mail: roelofs.jim@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** In the Federal Register of August 12, 1996 (61 FR 41764) (FRL-5388-1), EPA announced the reopening of the comment period to a proposed rule published in the Federal Register of September 24, 1992 (57 FR 44290), which defined the specifics of reporting requirements under section 6(a)(2) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). Comments were limited to the sole issue of the costs or burdens associated with the proposed rule and the latest draft of the final rule.

On August 29, 1996, a number of industry trade associations formally petitioned the Agency to extend the comment period for 60 days, and to initiate a broader reopening of the rulemaking record to take comment on a number of provisions in the June 14, 1996 "draft final" version of the rule.

In the Federal Register of September 20, 1996 (61 FR 49427) (FRL-5396-1), EPA extended the comment period for an additional 30 days, but denied the petitioners' request to reopen the rulemaking record on issues beyond the costs and burdens associated with the draft final rule. At a meeting on October 11, 1996, between representatives of EPA, a public interest group, and several pesticide industry trade associations, a request was made to allow more time for submitting comments, due to the difficulty of compiling information from numerous registrants on the current and projected burden of compliance with rule

requirements (For additional information on the meeting refer to the docket.). The Agency has decided to grant an additional 15 days for comments to be submitted.

#### List of Subjects in Part 153 and 159

Environmental protection, Information collection requests, Pesticides and pests, Reporting and recordkeeping requirements.

Dated: October 17, 1996.

Lynn R. Goldman,

Assistant Administrator for Prevention,  
Pesticides and Toxic Substances.

[FR Doc. 96-27468 Filed 10-24-96; 8:45 am]

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### 40 CFR Part 300

[FRL-5638-4]

#### National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of intent to delete the Spence Farm Superfund Site from the National Priorities List; request for comments.

**SUMMARY:** The Environmental Protection Agency (EPA), Region II, announces its intent to delete the Spence Farm Superfund Site (Site) from the National Priorities List (NPL) and requests public comment on this action. The NPL constitutes Appendix B of 40 CFR part 300 which is the National Oil & Hazardous Substances Pollution Contingency Plan (NCP), which EPA promulgated pursuant to Section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended. EPA and the New Jersey Department of Environmental Protection (NJDEP) have determined that all appropriate response/remedial actions have been completed and no further remedial action by the responsible party is appropriate under CERCLA. In addition, EPA and NJDEP have determined that remedial activities conducted to date at the Site have been protective of public health, welfare, and the environment.

**DATES:** Comments concerning the deletion of the Site from the NPL may be submitted on or before November 25, 1996.

**ADDRESSES:** Comments should be submitted to: Joseph Gowers, Remedial Project Manager, U.S. Environmental Protection Agency, Region II, 290 Broadway, 19th Floor, New York, New York 10007-1866.

*Comprehensive information on the Site is contained in the NJDEP public docket and is available for viewing, by appointment only, at: NJDEP-Bureau of Community Relations, 401 East State Street, CN 413, Trenton, NJ 08625, phone: (609) 984-3081, 8:30 AM to 4:30 PM—Monday through Friday (excluding holidays), contact: Heather Swartz.*

*Information on the Site is also available for viewing at the Site Administrative Record Repository located at: New Egypt Library, 10 Evergreen Road, New Egypt, NJ 08533, contact: Barbara Rothlein, phone: (609) 758-7888. Hours: Monday (10 am to 5 pm and 7 to 9 pm), Tuesday (10 am to 5 pm), Wednesday (1 to 5 pm), Thursday (1 to 5 pm and 7 to 9 pm), Friday (10 am to 5 pm) and Saturday (10 am to 1 pm).*

**FOR FURTHER INFORMATION CONTACT:** Joseph Gowers, 212-637-4413.

#### SUPPLEMENTARY INFORMATION:

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- III. Deletion Procedures
- IV. Basis for Intended Site Deletion

#### I. Introduction

EPA Region II announces its intent to delete the Site from the NPL and requests public comment on this deletion. The NPL is Appendix B to the NCP, which EPA promulgated pursuant to section 105 of CERCLA, as amended. EPA identifies sites that appear to present a significant risk to public health, welfare, or the environment and maintains the NPL as the list of those sites. Sites on the NPL may be the subject of remedial actions financed by the Hazardous Substances Superfund Response Trust Fund (the Fund). Pursuant to § 300.425(e)(3) of the NCP, any site deleted from the NPL remains eligible for Fund-financed remedial actions, if conditions at the site warrant such action.

EPA will accept comments concerning the deletion of the Site from the NPL for 30 days after publication of this notice in the Federal Register until November 25, 1996.

Section II of this notice explains the criteria for deleting sites from the NPL. Section III discusses procedures that EPA is using for this action. Section IV discusses how the Site meets the NPL deletion criteria.

#### II. NPL Deletion Criteria

The NCP establishes the criteria that the Agency uses to delete sites from the NPL. In accordance with 40 CFR 300.425(e)(1) (i)-(iii), sites may be deleted from the NPL where no further

response is appropriate. In making this determination, EPA, in consultation with NJDEP, will consider whether any of the following criteria has been met:

(i) Responsible or other persons have implemented all appropriate response actions required; or

(ii) All appropriate Fund-financed response under CERCLA has been implemented, and no further response action by responsible parties is appropriate; or

(iii) The remedial investigation has shown that the release poses no significant threat to public health or to the environment and, therefore, taking remedial measures is not appropriate.

#### III. Deletion Procedures

The NCP provides that EPA shall not delete a site from the NPL until the State in which the release was located has concurred, and the public has been afforded an opportunity to comment on the proposed deletion. Deletion of a site from the NPL does not affect responsible party liability or impede agency efforts to recover costs associated with response efforts. The NPL is designed primarily for information purposes and to assist Agency management.

EPA Region II will accept and evaluate public comments before making a final decision to delete the site. The Agency believes that deletion procedures should focus on notice and comment at the local level. Comments from the local community may be most pertinent to deletion decisions. The following procedures were used for the intended deletion of the Site:

1. NJDEP, as the lead agency, has recommended deletion.

2. EPA Region II concurred with the deletion decision and has prepared the relevant documents.

3. Concurrent with the Notice of Intent to Delete, a notice has been published in a local newspaper and has been distributed to appropriate Federal, State and local officials, and other interested parties.

The comments received during the comment period will be evaluated before any final decision is made. EPA Region II will prepare a Responsiveness Summary, if necessary, which will address the comments received during the public comment period.

If after consideration of these comments, EPA decides to proceed with the deletion, the EPA Regional Administrator will place a Notice of Deletion in the Federal Register. The NPL will reflect any deletions in the next final update. Public notices and copies of the Responsiveness Summary, if any, will be made available to local residents by EPA Region II.